X

S. IX-5]
ious references.

1891-92

192 .

(L. R)

File No. 143-11

Serial Nos. 1-13

references.

NERAL AND REVENUE SECRETARIAT

Serial Nos. 1-13

In ~~Part B~~ for May 1893

SUBJECT.

eal of Savitala Ramayya of Nazar Valley
ing water Kalwa dispute in Sar Tala
, Nazar taluk.

Ramaulle

L

Memo

re - Petition of Mantal Ramappa, Nagar Taluk, Shimoga District.

Ref -
Petn no 615 & 22nd June 1891 - Rejected as too late.

Petn no. 2052 & 19.11.91.
Reason for the delay assigned -
Dy Com asked for report on the allegation made in para 2 of the affidavit filed by the Petitioner - the allegation being that he came to know of the Dy Com's order only in June 1891.

The Dy Com reported that it was clear from Ramappa's Petition & 30th April 1891 & the fact - that the Dy Com's order was communicated to him prior to that date.

The Dy Com was then required to submit the Petn referred to above -

x No. 1067 & 26th
1013
March 1892

Mem-Office No. 137
& 6th April 92

R.O. 39/38) 9.4.92

Copy.

From the Dy Comr. Nalgonda
His Copy: Herewith
Effect -

To The Tahsildar Kuchkal,
Nagar.

Copy dated 30th April 91
from Marpal Commissioner

I have returned
the Dy Comr: that his
Order on Mata Daigus
petition presented before
-gent to the passing of
final orders in the matter
of the water Valve dispute
between him & myself
& enquiry as the Valve
once ordered to be filled up
~ is ordered to be opened
open again;

and that instruc-
-tions may be given to the
Builder not to carry out
the 2nd: Order.

I now intimate
the above fact to you also.
Understanding that the
Shekdar had received
orders to re open the
Valve I returned the
Dy Comr. The Shekdar
may in the meantime
be directed to hold in
abeyance

Mr 2d. order of Mr Dr Cowr.
/ s/f. Ramaffar.

/

From the Appeal Petition
Mr 1st. Order directing the
Kalue to be closed against
to have been given by
W. V. P. Markham-Abeo
and the 2d Order requiring
the Kalue to be re-opened,
by the present Dr Cowr.

From Ramaffar's
Petition dated abo 30th
April 1891 he appears
to have been aware
of the 2d. Order.

The Petitioner in his
Petition* before the Am
dated 1st. July 1891 states
" I came to Kalue
of the Dr Court's order of
2-2-91 not only
through the Shekdar
but also now when
the Order was read"....

signature of the
Petitioner was not obtained

* 2nd Litt. D/Courts
№ 921 of 22.2.92

by the Sheriff specifying the date on which the order was Communicated to the Petitioner (vide Dy Comrs No: 1067 dated 26·3·92). 1013.

Encl: No: 210 dated 15th May 1891 appears to have also been given to the Petitioner (vide para 2 of Dy Comrs letter No 1067 ref to above)

The Petitioner by affidavit affirms that he came to know of the said order only in June last when the opposite party Siddalingappa came to the spot & tried to carry out the order by interfering with the Petitioners rights.

Submitted to the Council with reqs.

Submitted

Note - Krishappa & 9 others Ryots of Hantur represented (vide Rep No: 353) that the re-opening of the Kaluve would inconvenience cattle & carts passing. Their Rep is filed with Rep No 615 from Siddappa.

15/4/92

M. Siddo

Petition No: 2052 of 1891

Petitioner - Ramappa of
Hartal,
Nagar Taluk,
Shimoga Dist.

In November 1887 the
Petitioner complained
to the Amildar that
Mutada Siddaiya had
dug a branch Kalve
from the Channel
supplying water to the
Petitioners lands and had
thereby cut off the source
of irrigation. After
some inquiry the matter
was at last placed on the
Jahirar list of 1888-89
for the Dy: Com'rs orders.
M. Madhava Rao
after personal inspection
found that the Kalve
had been newly dug

ordered it to be filled up
& fined Sodowjee
Rs 2/- for having
made the Kalve un-
authorizedly in
Survey No: 26, Extent
442-13 acres, allowed
as free-grazing land.
This Order is dated
30th June 1889. It was
learned when the parties
could not settle the
matter amicably
by means of a Panchayet.
as decided by the
Dyfons.

In 1890 Sodowjee
& petitioned this Office
praying for the remission
of this fine & for permission
to open the Kalve.
The Petn was forwarded
to the Dyfons for Os report.

The Dyfons (Mr
Abdul Rahman) after
obtaining the Amildars
report ordered that

× The Rs 2 levied in the first instance
by the Pat: Sirdar must be enti-
rely set aside with this proviso
not to interfere with this fine in any
order, but on presentation of a pro-
per representation & their powers
first written consent of Ramajees
requirements was flowing into the
Hallia village & was brought into
Sirdars notice by the Dyfons order
the Dyfons ordered the
Amildar to investigate the matter

(1) recommended by the Engineer a uniform sluice should be built 2 feet above the ordinary water level in the main channel and Scoccigna be allowed to take water through the new Kalve when the water in the main channel was more than 2 feet. This order is dated 3/22 July 1891.

The appeal is against this order.

The appellant contends

(1) That the Mamlatdar's order was final

(2) Scoccigna has no right to open the new Kalve.

(3) The main channel is Pednis private property

intended to irrigate
his garden land.

The villagers have
address a petition
to this office representing
that the new Kalva
if opened again by
Siddaya would
interfere with a
Cart track &
in Convenient cattle
& man.

8/12/92

Appeal 145 of 1892.

Appellant Kanthala Ramaiya.

Respondent Sidhiyamanni alias Siddi

Pet^{n} No 853 of 1892.

Citation. 1. Kanthala Ramaiya 6. Kantiah
2. Kadiya 7. Kotta
3. Rama 8. Durgaiah
4. Ramaiya 9. Timma
5. Ghanta 10. Venkaiya

Appeal against the order of the D^{t} Court
Shimoga regarding a channel in Kantal
Nagar Taluk.

Notice not effected.

Counsel for the petitioner requests that
the petition may be returned for
effecting service on the respondents
within a month.

8/4

20-4-93.

Appellant by Mr. B. Srinivasaiya

Respondent not present.

No. 615

Petition of

To

His Excellency the Raja
of Mysore
Bangalore.

The humble petition of Huntaloo Ramappa - Nara
Sing - Shanoga Shetty

Humbly Sheweth:-

I. That the deceased brother Venkatappa built a tank and a drain at his own expence to lay water to his own garden-land - about 15 or 20 years ago, and the petitioner has in undisturbed and exclusive enjoyment of the same up till 1888.

II. One Siddiah, owning another garden, injured by altogether a different tank wantonly diverted the petitioner's drain midway to a canal lying below and laying to petitioner's garden in the beginning of 18 petitioner at once complained about it to his Highness petition dated 18th April 1888, (received) - and the then Deputy Commissioner Mr. L. Madhava Rao - after a careful and thorough local investigation ruled that the new drain

drain ought to be closed and finished Siddiah with a fine of Rs. 2 for opening the same. The order was immediately executed and became final & conclusive as on the 30th of January 1889 as per order annexed hereto.

III. Siddiah again applied to the Amildar to have the drain opened up for him. The Amildar re-opened the case and recommended a compliance with the request on the ground that the opening of the drain was necessary to Siddiah and beneficial to both parties and in no way injurious to Petitioner, as per copy of petition enclosed. The present deputy Commissioner - unmindful of the finality of the former decision, passed by his predecessor ordered that the drain be opened permanently and built up with stones as per copy of order dated 2nd February 1891, enclosed.

IV. Siddiah has no right to open a new drain so to take away water from Petitioner's drain as Siddiah's garden is attached to a different tank. Petitioner's drain is his own private property intended solely for the benefit of his own garden. Opening a new drain for Siddiah will involve Petitioner in serious loss and injury and also in needless litigation.

V. Petitioner therefore prays that

LR 143-91-1

(General Serial No. 32.)

189

No. 2052

Name of Petitioner. ~~Chandrashekhar~~ Harridala Ramaiya

Village. Harithala

Taluk. Nagar

District. Shemoga

Date of Arzi. 19·11·91

Date of Receipt. 1·12·91

Date of Disposal.

No. of Enclosures. Four

Submitted to the Council

Mm 9/1/92

9/1/92.

Found the petitioner has not given the amount as stated in para 2 of the petition therefore

9/1/92

9/1/92

ABSTRACT.

States that his appeal was rejected by this office as being barred by 5 days. And prays that it may be admitted for reasons mentioned in his affidavit, a translation into English is herewith submitted by his Advocate, and thereby justice may be done to him.

Translation

Copied by G 23/12/91.

13

MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
RECD. No. 2052R
DATE 1-12-91

Tue Rupees Clerk to attend.

The contents of this Affidavit have been
sworn to before me by Ramappa
abovenamed.

Municipal Magistrate
19-11-71

15 Re. 52. No.

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

Judl. Branch 13/1/92

La 143-91-2

The accompanying Petition No. 2052 dated 19 Nov 1891 received at the Dewan's Office from Ramappa

of Haribhalu, Sugar Sahib,

is forwarded, together with its four enclosures, to the Deputy Commissioner

Shimoga Dist for report if what is alleged in para 2 of the petition is true and if so to submit the proceedings with a precis thereof

By Order,

Nov 18/1.

Under Chief Secretary.

BANGALORE, 9th January 1892.

Draft

Remarks Para 24/1/92

La 443-91-3

Noted 16.

(General Serial No. 30.)

11704
P. 33

1892.

From

DEPUTY COMMISSIONER'S OFFICE
Dated
SHIMOGA DISTRICT

To

The Chief Secretary to the Dewan of Mysore.

Dated 22.1.92
Despatched
Received

Enclosures No. 1

General No. 921
No. 872

Register the Agent's letter as returned with the enclosures.

No 205-2

If not known what date the Agent's letter & enclosures & Annexures were received

H
1st March 92.

Sir,

With reference to the above I have the honor to forward herewith for information

A3
25-292

17

copy of deposition given by the Petitioner before the Amildar on the 1st July 1897 admitting that the Hy-Commissioner's order No 622 dated 2? February 1897 has been communicated to him through the Shekdar.

Abdul Rahman

JZD/ Deputy Commissioner

Copy

Abdul Rahman

By Commission

Shimoga

19.

(General Serial No. 30).

1892

LR 143-91-4

From

The Chief Secretary to the Govt of Mysore

To

The Deputy Commissioner Shimoga District

Dated 29th

Despatched 4/3 February/92

Received

Enclosures No.

General No. 13803 R.

Pol. No. 35

His docket Sig 221/872 dated 22nd January 1892, submitting copy of declaration given by Petitioner Ramappa before the Amildar on 1st July 1891.

With reference to the above, has the honor to request that the Deputy Commissioner will return petition, Sig 2032, with enclosures, forwarded with this office memo No 52, dated 9th January 1892, and also state on what date his orders dated 22nd February 1891 were communicated to Ramappa, through the Sheristar

"By Order"

P. Narasimha Rao

for Chief Secretary

20. Shimoga
28th March 1892

Dear Sir

I beg to return herewith the Fair copy of Sir's No. 403 dated 29th Ultimo as the Office copy is so much deformed by the Dy. Comrs orders and departmental references and it is not it could not be kept in your records.

Besides this, the Pt has been registered in the Office by overnight & headings & red ink corrected in red ink. Hoping to be excused for the trouble

Yours truly

S. Rice

P.S. I regret for the delay in the Office

Rev Dept
Mar 30/3/92

La 143-91-5

Submitted -

The Dy Com states that his order was communicated to the Petr prior to 30th April 1891, & that an endt: of 15th May 91 was issued from his Taluk to the Petr -

The Petr by affidavit says that he came to know of the order only in June 91

Appeal rejected as late by 1 month & 20 days

Submitted & the Record with Ufs

2/4/92

Mark 2/4

AS 1-4-92

21

(General Serial No. 30.)

1892.

OFFICE OF THE
13257
31 MAR. 92
37
DEWAN OF MYSORE

From

Dated 26-3-92
Rec'd 31-3-92

The Chief Secretary to the Dewan of Mysore.

Dated 26th March 1892

Despatched Camp Chennapatna

Received -

Enclosures No. 5

General No. 1067

No: 1013

To the Revenue Department

With reference to Docket No 13803/75 dated 29th ultimo enquiring on what date the Deputy Commissioner's orders dated 2nd February 1891 were communicated to Petitioner Ramappa -

With reference to the above has the honor to state that the Amildar of Nagar reports that the signature of Ramappa was not obtained by the Sheristadar - specifying the date on which the order was communicated to him,

22

but it is clear from Ramappa's Petition dated 30th April 1891 to the address of the Amildar that the Deputy Commissioner's order was communicated to him prior to that date.

2. Further an endorsement No. 210 dated 15th May 1891 had been issued to the Petitioner from the Taluk, Communicating to him the Deputy Commissioner's order No. 622 of 2nd February.

3. The Petition of Ramappa with its enclosures, received with the Chief Secretary's Official Memo No. 52 dated 9th January last is herewith returned.

Mudavil Rahman,
Deputy Commissioner
Shimoga Dist

23.

(General Serial No. 30.)

1892.

LR_143-91-6

From The Chief Secretary to the Dewan of Mysore.

To The Deputy Commr Shimoga Dist.

Dated

Despatched 6 April/92

Received

Enclosures No.

General No. 137

Govt. No. 37.

Acknowledge the receipt of Memo No. 1067 & 26th March 1892 in his Memo No. 1013 & 4th Inst. stating that as required by the Revenue Circular of 14th August last, the signature of Petitioner Ramappa was not obtained by the Sheristadar specifying the date on which Dy. Commr's order of 2nd February /91 was communicated to him, and that it is clear from Ramappa's petition of 30th April 1891 to the address of the Sheristadar that the said order was communicated to him prior to the date.

Has the honor to request that the Dy. Commr will submit Ramappa's petition of 30th April /91 referred to in the above

'By Order'

Draft Ramappa

Mark 4/4/92

for Chief Secretary

24 N

LR 143-91-7

Submitted
to Council
with a precis

N
15/4/92

Note
15/4/92

To have Petn (with
also Petn in R-835
& return forthwith a
draft for by
Govt.

N
15/4

16/4/92

Govt on 28th July 1892

N
16/4/92

Noted for hearing
on 20th April/93

OFFICE
3 7 4
1 APR 92
BANGALORE

(General Serial No. 36)

1892

From

9.4.92

1552
Pol. Dept. 107-92-3

The Chief Secretary to the Dewan of Mysore

Dated 9th April 1892.

Despatched

Received

Enclosures No.

General No. 39

No. 25

This Docket No. 137/3 dated 6th Instant.

As called for in the above has the honor to forward Ramappa's Petition dated 30th April 1891.

Deputy Commissioner
Shimoga Dist

Petn dealt Secn. 11/4/92

131
12-4-92

1787
55

26.

(General Serial No. 30.)

189

From

The Chief Secretary
to the Dewan of Mysore.

To

The Deputy Commr,
Shimoga Dt.

LP. 143-91-8

Dated 2d
Despatched 5th August, 92.
Received

Enclosures No. 50 forwd

General No. 1852
~~P. C. No.~~ No. 107-2-93

Calling for Progress connecting with the Estimate for Ramapura Tank, Nagar Taluk.

References to be marked.

From the same dy. 5th Sept. 92
407

To the County Commr.
Shinoza District.

Sir — I have the honor to acknowledge the receipt of your letter of the 38th inst.

Lost.

With reference to the above, I have the honor to inform you that Simon Tamaffa of Kariel, Nyasaland, with his four natives, for extradition to Nyasa. ^ the murder together with report.

I have the honor to be Sir Your obedient servant

Byorder

Draft

Mark
n/18

Police Sergt

Sir

28.

From. LR 143-91-9

The Deputy Commissioner
Shimoga District.

To. The Chief Secretary to the
Dewan of Mysore.

Dated 15th August 192

No. 50 [illegible] Sir. I have [illegible]

Chief Secretary's Docket No. 1852/R 7 107 dated 5th Instant forwarding again Petition No 2052 dated 19th November 1891 from Ramappa with its 4 enclosures and requesting to submit the entire records together with a report.

With reference to the above, I have the honor to forward herewith the entire records connected with the Petition of Ramappa. Solicits attention to this Office Docket Nos 971/872 and 1067/1012 dated 22nd February and 20th May [illegible]

[illegible]

Dy. (General Serial No. 39.)

OFFICE OF THE
852
18 AUG. 92
P. 99
DEWAN OF MYSORE.

From The Dy Commissioner
Shimoga Dist.

To The Chief Secretary to
the Dewan of Mysore
G.

Dated 15th August/92

Despatched

Received

Enclosures No. Five cover

General No. 529
No. 487

With reference to the Chief Secretary's No. 1852/R.T.107 of 5th Instant submits entire Records connected with the Petition of Ramappa of Navalal, Nagar Taluk

---

Observe that on examining the Ver: Records, herewith returned, in Ref to remitting the Original Talwar List of Contained in Ws-Mankavalkar Order appears to have been sent to the Shanbhog. This might have been obtained & the Record completed. The Dy/Com is now requested to submit the Talwar List for the Nolli.

Before submitting Records hereafter they should be carefully examined & there should be attached to each Petition a Memo of reference obtained & noted thereon as to make sure that all previous unnecessary correspondence & delay

Peter B. Gibbon 17/8

To the same. [illegible] 17-8-92

320.

(General Serial No. 30.)

(7)

189

From

The Chief Secretary
to the Dewan of Mysore.

To

The Dy Commissioner, Chitaldrug.

L.R 143-91-10

Dated 3 — 11 — 92

Despatched 5 — ~~October~~ 11 — 92.

Received

Enclosures No. one folio of

General No. 6260 — Petn. from Lakshmana —
Petn. No. 107-92

Calling for the Cowrah list in connection with the petition of Lakshmana of Kavatal, Nagar Taluk.

References to be marked.

From the same No 336 & 337/92
789

The Hon'ble Chief Secretary.

No. 487 dated 3rd August 1922 - submitting record connected with the Election of Barotal, Hazaribagh.

In reference to the above I have the honour to observe that in examining the records herewith returned for reference to submission, the original Voters' list of 1922-23 containing the Final Revised Part only in the case, appears to have been sent to the Chairman. This ought to have been obtained with the record submitted complete from the Chairman is now requested to submit the Voters' list forthwith.

2. Before submitting records are submitted to this office they should be carefully examined for any defects existing obtained & put right, so as to make the record complete as far as possible. Such a rule will prevent unnecessary

B 21

Correspondence and delays

By order

Draft.

11/12

Secretary

R 143-9-11 .892-53 33

Lettre du Député Commissaire
de Police du Quartier

de la Ville (Cité) Section de
droite de la Seine

Date de l'Arrivée, 92.

No 836 du Rend-
796
tif du Quartier de la Cité 92
107

Instant —

Sur la Plainte de Bernard
de Bernard ci devant Ch =
tesnard Curé de Notre Dame =
Gothique Métropolitaine
de Paris dite Bizincl
Rue Neuve dite J. Jacques =
Cauchois, Ne. Chanoine —
Paris dite de Notre Dame
et dépendances —

Le Député Commissaire
de Police

(General Serial No. 30.)

1892.93

5-663

From

To

Dated

Despatched

Received

Enclosures No.

General No. 836

No. 799

P

3/12

Before the Government of *His Highness* the Maharaja of Mysore.

LR 143-91-12

Appeal No. 75 of 1892

Appellant.	Vs.	Respondent.
Harotala Ramappa by his Commissioner of Nagar Circle.		Pidinjasami

Decision. dated 21 April 1893

This is an appeal against the order of the Deputy Commissioner of Bednur, dated 3rd July 1891 granting Respondent's request to be taken a portion of the water passing in the Appellant channel into a tank owned by the Appellant

In 1887 the Respondent attempted to divert the water of the said channel by digging a channel over land No 26 situated on the proper land, but upon complaint preferred by Appellant, the then Deputy Commissioner directed the said channel to be filled up. The Respondent thereupon urged before the Deputy Commissioner that water in excess of the Appellant's requirements was passing through the channel into a Nalla which was to any body, and after passing through adjacent ~~[illegible]~~ among the Respondent's ~~[illegible]~~ channel ~~[illegible]~~ and that ~~[illegible]~~ the water ~~[illegible]~~ and ~~[illegible]~~

2/6

to take off from the Old channel of the Appellant, a branch channel
~~but a~~ 2 ft higher than the floor of the Old channel,
So that the branch channel may come into action only
during in the Appellants channel, 2 feet above the
level of the Old channel at a superior water supply
if at this tank, when there was more than 2 feet of water
in the channel. in exceptional seasons of a heavy rainfall.

As the Appellants' tank may diminution of
~~the flow of water in~~ Old ~~consequent of~~ necessarily
~~the arrangement of a branch channel for the~~
~~supply~~ the Deputy Commissioner's order appealed
against, ~~dated~~, cancelled and the former Deputy
Commissioner's order ~~restored~~ directing non-interference
by the Respts. with the Old channel is hereby restored.

The Appellants' tank may be quite
Empty and the entire flow in
the Old channel from a shower of rain
may be necessary
to fill it fully, and a flow 2' deep under the Dy Commissioner's arrangement
may not partially fill it. under Such circs.

No. 1825/
Pol: H. 17-92

B.O.
MM
1/5

Copy forwarded to the Dy Commr of Chitaldrug, for
information & guidance, with the records & Taluk
List received with his receipt No 836/799 dated
29th November 1892.

By order

MM
1/5
Asst Secy.

No. 56
615

LR 143-91-13

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

6/8 May 1893

Endorsement granted to Harihala Ramajja of Hagar, Taluk Harihala,

in reply to his Petition Registered No. 615/4.5.56 dated 22nd June 91 appealing against the order of the Deputy Commr of Shimoga, dated 3rd July 1891, permitting Respondent Siddalingaiyani of Harihala Mutt to take off from the Rai channel of the Petitioner a branch channel 2 ft higher than the floor of the Rd channel.

Petitioner is informed that orders have been issued to the Deputy Commissioner of Shimoga, reversing the order of the former Deputy Commissioner directing non-interference by the Respondent Siddalingaiyani with the Petitioners Rd channel

2. The enclosures are herewith returned.

5/5/93

"By Order"

Draft

for Chief Secretary.

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.